IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.78333 -M of 2006

DATE OF DECISION: DECEMBER 14, 2006

Gurmail Singh and others

...PETITIONERS

VERSUS

Balvir Singh

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.R.S.Rangpuri, Advocate,
for the petitioners.

...

The petitioners have filed this petition under Section 482 Cr.P.C. for quashing the complaint (Annexure P-1), summoning order (Annexure P-2) and the subsequent proceedings arising therefrom.

I have heard the counsel for the petitioners and gone through the complaint as well as the summoning order.

The trial Court after taking into consideration the averments made in the complaint as well as the preliminary evidence, has summoned the petitioners. The petitioners want quashing of the complaint on the basis of some revenue entries and other documents on the plea that the complainant is not in possession of the disputed portion of the land. This is a disputed question of fact which will be gone into during the trial on the basis of the evidence. At this stage, I do not find any ground to quash the complaint as well as the summoning order.

Dismissed.

December 14, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE